

1 Michael Kind, Esq.  
2 Nevada Bar No.: 13903  
3 **KIND LAW**  
4 8860 South Maryland Parkway, Suite 106  
5 Las Vegas, Nevada 89123  
6 Telephone: (702) 337-2322  
7 Facsimile: (702) 329-5881  
8 [mk@kindlaw.com](mailto:mk@kindlaw.com)

9 George Haines, Esq.  
10 Nevada Bar No. 9411  
11 **FREEDOM LAW FIRM**  
12 8985 S. Eastern Ave., Suite 350  
13 Las Vegas, NV 89123  
14 Telephone: (702) 880-5554  
15 Facsimile: (702) 385-551  
16 [georgehaines@freedomlegalteam.com](mailto:georgehaines@freedomlegalteam.com)

17 *Attorneys for Plaintiffs*

18  
19 **UNITED STATES DISTRICT COURT**  
20 **DISTRICT OF NEVADA**

21 Tiffany Yip, et al,  
22  
23 Plaintiffs,  
24 v.  
25 Bank of America, N.A.,  
26  
27 Defendant.

Case No.: 2:21-cv-01254-RFB-EJY

**Stipulation for an extension of time to file  
Amended Complaint and briefing schedule  
for Defendant's Motion to Dismiss**

(Third Request)

28 Plaintiff Tiffany Yip, et al ("Yip"), and Defendant Bank of America, N.A. ("Defendant")  
(collectively referred to as the "Parties") hereby submit the following this Stipulation for an extension  
of time for Plaintiffs to file an Amended Complaint to better plead the allegations in what is now a  
consolidated case in lieu of responding Defendant's motion to dismiss and for Defendant to file a  
motion to dismiss the Plaintiffs' Amended Complaint. This is the third request for an extension of

1 this deadline, but it would be the second extension of the consolidated case. The Plaintiffs are in the  
2 process of providing additional facts in their amended complaint and require some additional time to  
3 complete their factual summaries. This extension is requested in good faith and is not for purposes of  
4 delay or prejudice to any party.

5 **Procedural History**

6 On July 1, 2021, Plaintiff Yip filed a complaint in the United States District Court, District of  
7 Nevada; Yip, et al, v. Bank of America, N.A., No. 2:21-cv-01254-RFB-EJY. *Yip*, ECF No. 1.  
8 Defendant filed a Motion to Dismiss on November 3, 2021. *Yip*, ECF No. 11. On December 7, 2021,  
9 the Court then approved Parties' stipulation to extend the deadline for Plaintiffs to respond to the  
10 Motion to Dismiss to January 14, 2022, and Defendant's responsive pleading deadline to March 3,  
11 2022. *Yip*, ECF No. 22. Plaintiffs' opposition to the Defendant's responsive pleading due on April 7,  
12 2022 and Defendant's reply due on May 5, 2022. *See Id.*

13 On December 3, 2021, Plaintiff Vance filed a complaint in the United States District Court,  
14 District of Nevada Vance, et al, v. Bank of America, N.A., No: 2:21-cv-02149-APG-BNW. *Vance*,  
15 ECF No. 1. The Court then approved Parties' stipulation to consolidate the *Yip* and *Vance* matters.  
16 *Yip*, ECF No. 25. On January 14, 2022, the Court then approved Parties' stipulation to extend the  
17 deadline for Plaintiffs to file an amended complaint to March 1, 2022, and Defendant's responsive  
18 pleading deadline to April 14, 2002. *Yip*, ECF No. 27. Plaintiffs' opposition to the Defendant's  
19 responsive pleading was extended June 16, 2022. *See Id.*

20  
21  
22  
23  
24  
25  
26  
27  
28

1           THEREFORE, the Parties hereby stipulate and agree to extend the deadline for Plaintiff s to  
2 file an amended complaint to March 22, 2022. Defendant's responsive pleading shall be due on or  
3 before April 20, 2022. Plaintiffs' opposition shall be due on or before May 25, 2002 and Defendant's  
4 reply shall be due on or before June 15, 2022.

5           IT IS SO STIPULATED.

6  
7 Dated: March 1, 2022.

Dated: March 1, 2022.

8  
9 **KIND LAW**

**GOODWIN PROCTER LLP**

10 /s/ Michael Kind  
11 Michael Kind, Esq.  
12 8860 South Maryland Parkway, Suite 106  
13 Las Vegas, Nevada 89123  
14 Attorney for Plaintiffs

/s/Jim McGarry (Admitted Pro Hac Vice)  
Jim McGarry, Esq.  
100 Northern Avenue  
Boston, MA 02210  
Attorneys for Defendant

15  
16 **FREEDOM LAW FIRM**

**SNELL & WILMER**

17 /s/ George Haines  
18 George Haines, Esq.  
19 Gerardo Avalos, Esq.  
20 8985 S. Eastern Ave., Suite 350  
21 Las Vegas, Nevada 89123  
22 Attorneys for Plaintiffs

/s/ Kelly H. Dove  
Kelly Dove, Esq.  
3883 Howard Hughes Parkway  
Suite 1100  
Las Vegas, NV 89169  
Attorneys for Defendant

23  
24 **SWIGART LAW GROUP, APC**

25 /s/Joshua B. Swigart (Admitted Pro Hac Vice)  
26 Joshua Swigart, Esq.  
27 josh@swigartlawgroup.com  
28 2221 Camino del Rio, S., Ste. 308  
San Diego, CA 92108  
866-219-3343

*Attorneys for Plaintiffs*

**IT IS SO ORDERED**

  
**RICHARD E. BOULWARE, II**  
**United States District Court**

DATED this 1st day of March, 2022.